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**MEMO ENDORSED**

February 13, 2024

**VIA ECF**

The Honorable Valerie E. Caproni, U.S.D.J.  
United States District Court  
Southern District of New York  
40 Foley Square New York, New York 10007

USDC SDNY  
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**Re: Joseph Volfman v. Kyoto Omen U.S.A., Inc. and Paavo Rowe**  
**Case No.: 1:23-cv-10370-VEC**

Dear Judge Caproni:

This firm represents the Defendants, Kyoto Omen U.S.A., Inc. and Paavo Rowe (together, the “Defendants”) in the above-referenced matter. We write, jointly with counsel for Plaintiff, Joseph Volfman (“Plaintiff”), to respectfully request a 30-day adjournment of the initial conference scheduled for February 23, 2024 and a corresponding extension of the date by which Defendants must respond to Plaintiff’s Complaint.

The reason for the adjournment and extension is that Defendants have sought the services of an expert witness to evaluate the allegations in the Complaint. In addition, the Parties have made progress through settlement discussions and are hopeful that a more prompt resolution of this matter will be reached without the need for discovery.

The Parties have conferred and identified the following dates when counsel are available for the initial conference: March 22, 2024; April 5, 2024; April 12, 2024; or any date thereafter as may be convenient for the Court.

This is the first request for an adjournment of the initial conference and this is Defendants’ second request for an extension of time to respond to Plaintiff’s Complaint. Defendants’ first request was made on January 22, 2024, was similarly made with Plaintiff’s consent, and was graciously granted by the Court.

We thank Your Honor for all courtesies extended.

Respectfully submitted,  
Kaufman Dolowich LLP



Jennifer Sherven  
Solomon Abramov

cc: All counsel of record (*via ECF*)

Application GRANTED. The Initial Pretrial Conference scheduled for **February 23, 2024** is ADJOURNED to **March 22, 2024** at **10:00 A.M.** in Courtroom 443 of the Thurgood Marshall Courthouse, 40 Foley Square, New York, New York, 10007. Defendants' deadline to respond to the Complaint remains stayed to **March 22, 2024**. The parties' joint letter must be filed by no later than **March 14, 2024**. For the required contents of the letter, the parties are directed to the Notice of Initial Pretrial Conference at Dkt. 7.

SO ORDERED.

2/13/2024



HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE